

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S):

Shirley

SERIAL NO.:

10/721,148

GROUP NO.:

2877

FILING DATE:

November 25, 2003

EXAMINER:

Smith, Zandra V.

TITLE:

Apparatus and Methods for Surface Contour Measurements

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with the provisions of 37 C.F.R. 1.97 and 1.98, Applicant hereby makes of record the patents and publications listed on the accompanying Form PTO-1449, and other information contained herein, for consideration by the Examiner in connection with the examination of the above-identified patent application.

REMARKS

	In accord	dance v	with the provisions of 37 C.F.R. 1.97, this statement is being filed (CHECK
ONE	Ξ):		
	(1	00 m 1.	rithin three (3) months of the filing date of a national application other than a continued prosecution application under 37 C.F.R. 1.53(d), or within three (3) nonths of the date of entry of the national stage as set forth in 37 C.F.R. 491 in an international application, or before the mailing of the first Office action on the merits, or before the mailing of a first Office action after the ling of a request for continued examination under 37 C.F.R. 1.114; or
	(2		fter the period defined in (1) but before the mailing date of a final action or a otice of allowance under 37 C.F.R. 1.311, and
		tł	ne requisite Statement is below, OR

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180.00 OP

Information Disclosure Statement Serial No. 10/721,148 Page 2 of 2

the requisite fee under 37 C.F.R. 1.17(p), namely \$180.00, is included herein, or

(3) after the mailing date of a final action or notice of allowance but before the payment of the issue fee, AND

the requisite Statement is below, AND

the requisite petition fee under 37 C.F.R. 1.17(p), namely \$180.00 is included herein.

It is respectfully requested that each of the patents and publications listed on the attached Form PTO-1449, and other information contained herein, be made of record in this application.

STATEMENT

As required under 37 C.F.R. 1.97(e), Applicant(s), through the undersigned, hereby state either that

- 1. Each item of information contained in the Information Disclosure
 Statement was first cited in any communication from a foreign patent
 office in a counterpart foreign application **not more than three months**prior to the filing of the Information Disclosure Statement; or
- 2. No item of information contained in the Information Disclosure
 Statement was cited in a communication from a foreign patent office in a
 counterpart foreign application, and, to the knowledge of the person
 signing this Statement after making reasonable inquiry, no item of
 information contained in the Information Disclosure Statement was
 known to any individual designated in 37 C.F.R. 1.56(c) more than
 three months prior to the filing of the Information Disclosure Statement.

Date: January 4, 2005 Reg. No. 54,089

Tel. No.: (617) 310-8414 Fax No.: (617) 248-7100 James E. Fajkowski Attorney for Applicant

Respectfully submitted,

Testa, Hurwitz, & Thibeault, LLP

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Boston, Massachusetts 02110

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FORM	PTO -	1449					ATTOR	NEY DO	CKET NO.:	MIT-0940	CP2C	CN (5473/101)	
INFOR	MATI	ON DISCLOS	URE	STAT	ЕМЕ	NT	APPLICANT(S): Shirley						
								SERIAL NO.: 10/721,148					
							FILING DATE: November 25, 2003 GROUP: 2877						
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EXAM. INIT.		DOCUMENT NUMBER	DATE			NAME		CLASS			FILING DATE IF APPROPRIATE		
	A16	4,641,972	02/10/8		/87	Haliou	et al.				09/	/14/84	
	A17	5,003,187	03/26		/91 Zumbr		unn et al.				01/17/90		
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EXAM INIT.		DOCUMENT NUMBER	DATE		COUNTRY CODE		CLASS	SUB CLASS	FILING DATE	ABSTRACT ONLY		ENGLISH LANG (Y/N)	
	В7	4415834 A1	11/11/95		DE				11/05/94	No		No	
	В8	4415834 A1 (Uncertified translation)		1/95 DE		*****			11/05/94	No		Yes	
	В9	19543347 A1	05/07/97		DE				11/02/95	No		No	
	B10	19543347 A1 05 (Uncertified translation)		07/97 DE					11/02/95	No		Yes	
	B11	4415834 C2	11/09/95		DE				05/05/94	No		No	
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